

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANTHONY R. TURNER,
Plaintiff,
v.
REDEN et al,
Defendant.

1:24-cv-01333-SKO (PC)

**ORDER TRANSFERRING CASE TO THE
NORTHERN DISTRICT OF CALIFORNIA**

Plaintiff, a patient at Napa State Hospital proceeding pro se, has filed a civil rights action pursuant to 42 U.S.C. § 1983.

The federal venue statute requires that a civil action, other than one based on diversity jurisdiction, be brought only in “(1) a judicial district where any defendant resides, if all defendants are residents of the State in which the district is located, (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of the property that is the subject of the action is situated, or (3) if there is no district in which any action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court’s personal jurisdiction with respect to such action.” 28 U.S.C. § 1331(b).

Here, none of the defendants reside in this district. The claims arose in Napa County, which is in the Northern District of California. Therefore, Plaintiff’s claims should have been

1 filed in the United States District Court for the Northern District of California. In the interest of
2 justice, a federal court may transfer a complaint filed in the wrong district to the correct district.
3 See 28 U.S.C. § 1406(a); *Starnes v. McGuire*, 512 F.2d 918, 932 (D.C. Cir. 1974).

4 Accordingly, **IT IS HEREBY ORDERED** that this matter is transferred to the United
5 States District Court for the Northern District of California.

6 IT IS SO ORDERED.
7

8 Dated: November 1, 2024

/s/ Sheila K. Oberto
9 UNITED STATES MAGISTRATE JUDGE

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28